

**To:** Elsen, Henry[Elsen.Henry@epa.gov]; Sturn, David[sturn.david@epa.gov]; Lensink, Andy[Lensink.Andy@epa.gov]; Madigan, Andrea[Madigan.Andrea@epa.gov]; 'Sither, John (ENRD)'[John.Sither@usdoj.gov]; Coleman, Charles[COleman.Charles@epa.gov]  
**Cc:** 'Kelley, Jill (Kelly Services)'[Jill.Kelley@bp.com]; Thun, Roy I[Roy.Thun@bp.com]; 'Pokorny, Luke N'[Luke.Pokorny@bp.com]  
**From:** Duffy, William  
**Sent:** Wed 6/26/2013 4:37:51 PM  
**Subject:** FW: Amendment to Anaconda Smelter Order 88-16 for upfront payment of FY 2014 USGS costs  
[ARCO AOC mod revised.docx](#)  
[USGS Anaconda FY2014 SOW \(2\) EPA06242013.docx](#)

Henry – Andy and I have discussed and exchanged a letter format to confirm Atlantic Richfield's agreement to fund the USGS costs, but AR will consider the attached amendment to 88-16. Thank you for setting the payment date in August which is important to integrate this payment with other internal management approvals. My goal is to get back with you by Friday with any comments / suggestions on the text of the Amendment.

Bill

Bill Duffy

***Davis Graham & Stubbs***

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**From:** Elsen, Henry [mailto:Elsen.Henry@epa.gov]  
**Sent:** Monday, June 24, 2013 10:50 AM  
**To:** Duffy, William  
**Cc:** Kelley, Jill (Kelly Services); Sturn, David; Madigan, Andrea; Coleman, Charles; Vranka, Joe; 'Thun, Roy I'; Lensink, Andy; Sither, John (ENRD)  
**Subject:** Amendment to Anaconda Smelter Order 88-16 for up front payment of FY 2014 USGS costs

Bill,

Andy Lensink is on leave. I have some idea of the history of this negotiation but may be missing some pieces. My understanding is that we have decided that an AOC amendment is necessary for the upfront payment of Anaconda Smelter site USGS monitoring costs, and that ARCO is willing to pay those costs.

So, attached is an draft amendment and attached scope of work for your review, which accomplishes this. It contains the August 15 payment date, which I understand you and Andy discussed.

Thanks very much for your and ARCO's work on this. Please let me know if you have any comments or concerns at your earliest convenience.

Henry Elsen